

U.S. DISTRICT COURT
N.D. OF N.Y.
FILED

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

NOV 17 2005

ALLAN CORRON,

Plaintiff,

LAWRENCE K. BAERMAN, CLERK
ALBANY

v.

No. 1:04-CV-996
(LEK/DRH)

ADIRONDACK CARPENTERS PENSION FUND,

Defendant.

JUDGMENT DISMISSING ACTION BY REASON OF SETTLEMENT

The Court has been advised by United States Magistrate Judge David R. Homer that the parties in the above captioned case have reported to him that the case has been settled. Counsel has also advised Judge Homer that no infant or incompetent is a party to this action. Accordingly, pursuant to N.D.N.Y.L.R. 68.2(a), it is hereby

ORDERED that:

1. The above captioned case is hereby **DISMISSED** in its entirety **without prejudice** to re-opening upon the motion of any party within forty-five (45) days of the date of the filing of this order upon a showing that the settlement was not consummated;
2. The dismissal of the above captioned case shall become **with prejudice** on the forty-sixth day after the date of the filing of this order unless any party moves to re-open this case within forty-five (45) days of the date of the filing of this order upon a showing that the settlement was not consummated; and

3. The Court will retain jurisdiction to enforce the settlement agreement in this case; and

4. The Clerk shall forthwith serve by electronic mail or regular mail copies of this Judgment upon the attorneys for the parties appearing in this action.

IT IS SO ORDERED.

DATED: November 17, 2005
Albany, New York



A handwritten signature in black ink, appearing to read "L. J. Lauer". Below the signature is a horizontal line, and under the line, the name "United States District Judge" is printed in a standard font.